



PATENT  
Attorney Docket No. 044574-5040-US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Patrick C. KUNG *et al.* )  
Application No. 09/830,033 )  
Date of Nat'l. Stage Entry: April 20, 2001 )  
For: **PHYTOMICS: A GENOMIC-BASED** )  
**APPROACH TO HERBAL** )  
**COMPOSITIONS** )

Group Art Unit: Unassigned

Examiner: Unassigned

**RECEIVED**

DEC 10 2001

TECH CENTER 1600/2900

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**PRELIMINARY AMENDMENT**

Prior to the examination of the above-identified application on the merits, please amend the application without prejudice, as follows:

**IN THE CLAIMS**

Please cancel pending claims 1 - 23.

Please add new claims 24-76 as follows:

24. A method of establishing a standardized herbal bioresponse array for an herbal composition with a known biological activity comprising exposing a biosystem to the herbal composition, collecting data from two or more biological markers, and storing the data as the standardized herbal bioresponse array.